

FIRST REGULAR SESSION

# SENATE BILL NO. 508

95TH GENERAL ASSEMBLY

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INTRODUCED BY SENATORS BRAY, SMITH AND DAYS.

Read 1st time February 25, 2009, and ordered printed.

TERRY L. SPIELER, Secretary.

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## AN ACT

To repeal sections 184.350 and 184.362, RSMo, and to enact in lieu thereof two new sections relating to metropolitan zoological park and museum districts.

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*Be it enacted by the General Assembly of the State of Missouri, as follows:*

Section A. Sections 184.350 and 184.362, RSMo, are repealed and two  
2 new sections enacted in lieu thereof, to be known as sections 184.350 and  
3 184.362, to read as follows:

184.350. 1. Whenever qualified voters representing five percent of the  
2 votes cast at the last preceding election for governor in any constitutional charter  
3 city not located within a county and qualified voters representing five percent of  
4 the votes cast at the last preceding election for governor in a constitutional  
5 charter county adjoining such city shall file verified petitions for the  
6 establishment of a metropolitan zoological park and museum district, comprising  
7 a zoological subdistrict, and art museum subdistrict or a St. Louis Science Center  
8 subdistrict with the respective election officials of such city and county,  
9 respectively, requesting such election officials to submit a proposition for the  
10 establishment of a metropolitan zoological park and museum district comprised  
11 of a zoological subdistrict, and art museum subdistrict and a St. Louis Science  
12 Center subdistrict at the next general or primary election for the election of state  
13 officers or special election for the submission of such proposition, such election  
14 officials shall communicate to their corresponding counterparts and the chief  
15 executive officers of the respective city and county the fact a verified petition has  
16 been filed. At such time that both election officials have received the verified  
17 petitions described above, then such officials shall submit the above described  
18 proposition or propositions to the qualified voters of such city and county at the  
19 next general or primary election for the election of state officers or special

20 election. Such election officials shall give legal notice at least sixty days prior to  
21 such general or primary election or special election in at least two newspapers  
22 that such proposition or propositions shall be submitted at the next general or  
23 primary election or special election held for submission of this proposition.

24 2. Such proposition shall be submitted to the voters in substantially the  
25 following form at such election:

26 Shall there be established a Metropolitan Zoological Park and Museum  
27 District comprising the City of ..... and the County of ..... which district shall  
28 consist of all or any one of the following subdistricts:

29 a. Zoological Subdistrict with a tax rate not in excess of four cents on each  
30 \$100 of assessed valuation of all taxable property within the district.

31  FOR  AGAINST

32 b. Art Museum Subdistrict with a tax rate not in excess of four cents on  
33 each \$100 of assessed valuation of taxable property within the district.

34  FOR  AGAINST

35 c. St. Louis Science Center Subdistrict with a tax rate not in excess of one  
36 cent on each \$100 of assessed valuation of taxable property within the district.

37  FOR  AGAINST

38 3. In the event that a majority of the voters voting on such propositions  
39 in such city and the majority of voters voting on such propositions in such county  
40 at said election cast votes "FOR" one or more of the propositions, then the district  
41 shall be deemed established and the tax rate, as established by the board, for  
42 such subdistrict shall be deemed in full force and effect as of the first day of the  
43 year following the year of said election. The results of the aforesaid election shall  
44 be certified by the election officials of such city and county, respectively, to the  
45 respective chief executive officers of such city and county not less than thirty days  
46 after the day of election. In the event one or more of the propositions shall fail  
47 to receive a majority of the votes "FOR" in either the city or the county, then such  
48 proposition shall not be resubmitted at any election held within one year of the  
49 date of the election the proposition was rejected. Any such resubmissions of one  
50 or more of such propositions shall substantially comply with the provisions of  
51 sections 184.350 to 184.384.

52 4. All costs of the election shall be paid as provided by sections 115.063  
53 and 115.065, RSMo.

54 **5. Upon establishment of a metropolitan zoological park and**  
55 **museum district, any county of this state may join such district or any**

56 subdistrict thereof by the adoption of an ordinance of such county's  
57 governing body, provided however, that no such ordinance shall be  
58 effective unless the question is submitted to the voters of such  
59 county. Such question shall be submitted in substantially the following  
60 form:

61       **Shall the County of..... join the Metropolitan Zoological Park and**  
62 **Museum District comprising the City of ..... and the County of .....**  
63 **which district shall consist of all or any one of the following**  
64 **subdistricts:**

65       **a. Zoological Subdistrict with a tax rate not in excess of four**  
66 **cents on each \$100 of assessed valuation of all taxable property within**  
67 **the district.**

68                                **FOR**                                **AGAINST**

69       **b. Art Museum Subdistrict with a tax rate not in excess of four**  
70 **cents on each \$100 of assessed valuation of taxable property within the**  
71 **district.**

72                                **FOR**                                **AGAINST**

73       **c. St. Louis Science Center Subdistrict with a tax rate not in**  
74 **excess of one cent on each \$100 of assessed valuation of taxable**  
75 **property within the district.**

76                                **FOR**                                **AGAINST**

77       **6. In the event that a majority of the voters voting on such**  
78 **propositions in such county at said election cast votes "FOR" one or**  
79 **more of the propositions, then the county shall be deemed to have**  
80 **joined the district and the tax rate, as established by the board, for**  
81 **such subdistrict shall be deemed in full force and effect as of the first**  
82 **day of the year following the year of said election. The results of the**  
83 **aforsaid election shall be certified by the election officials of such**  
84 **county, respectively, to the respective chief executive officers of such**  
85 **county not less than thirty days after the day of election. In the event**  
86 **one or more of the propositions shall fail to receive a majority of the**  
87 **votes "FOR" in the county, then such proposition shall not be**  
88 **resubmitted at any election held within one year of the date of the**  
89 **election the proposition was rejected. Any such resubmissions of one**  
90 **or more of such propositions shall substantially comply with the**  
91 **provisions of sections 184.350 to 184.384.**

92           **7. All costs of the election shall be paid as provided by sections**  
93 **115.063 and 115.065, RSMo.**

184.362. The use and enjoyment of such institutions and places, museums  
2 and parks of any and all of the subdistricts established under sections 184.350  
3 to 184.384 shall be forever free **to residents of the district** and open to the  
4 public at such times as may be provided by the reasonable rules and regulations  
5 adopted by the respective commissions in order to render the use of the said  
6 subdistrict's facilities of the greatest benefit and efficiently to the greatest  
7 number. **A fee may be charged upon nonresidents of the district for**  
8 **admission to such institutions, places, museums, and parks of any of the**  
9 **subdistricts established under sections 184.350 to 184.384 upon a**  
10 **majority vote of the district board.** The respective commissions may exclude  
11 from the use of the said facilities any and all persons who willfully violate such  
12 rules. In addition said commission shall make and adopt such bylaws, rules and  
13 regulations for its own guidance and for the election of its members and for the  
14 administration of the subdistrict as it may deem expedient and as may not be  
15 inconsistent with the provisions of the law. The respective commissions may  
16 contract for, or exact, a charge from any person in connection with the use,  
17 enjoyment, purchase, license or lease of any property, facility, activity, exhibit,  
18 function, or personnel of the respective subdistricts. Said commission shall have  
19 exclusive control of the expenditures of all moneys collected by the district to the  
20 credit of the subdistrict's fund. The commission of any subdistrict established by  
21 the voters under the authority of section 184.350 shall have exclusive control of  
22 the construction and maintenance of any subdistrict buildings built or maintained  
23 in whole or in part with moneys of said fund and of the supervision, care and  
24 custody of the grounds, rooms or buildings constructed, leased or set apart for the  
25 purposes of the subdistrict under the authority conferred in this law. The  
26 commission of any subdistrict established by the voters under the authority of  
27 section 184.350 shall have the power to appoint a director and necessary  
28 assistants, to fix their compensation and shall also have power to remove such  
29 appointees. All employees, appointees and officers of publicly owned and  
30 operated museums and zoological parks shall on the establishment of a  
31 subdistrict related thereto become employees of the subdistrict and such  
32 appointees' and employees' seniority, pension, salaries, wages and fringe benefits  
33 shall be equal to or better than that existing at the time of the establishment of  
34 the subdistrict insofar as may be possible. The respective commissions shall

35 whenever the need arises transmit to the district a complete survey and report  
36 of the subdistrict's need for construction, reconstruction and repair of  
37 improvements, buildings and other facilities and shall include all information and  
38 data necessary for the purpose of ascertaining the cost of such improvements and  
39 shall further certify to the district the need for incurring additional indebtedness  
40 as provided in sections 184.364 to 184.376 herein.

✓

Unofficial

Bill

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